

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIA

11 UNITED STATES OF AMERICA, ) Criminal Case No. 08cr2272-BTM  
12 Plaintiff, )  
13 v. ) **PROTECTIVE ORDER REGARDING**  
14 EDDIE YANEZ SANCHEZ, ) **MEDICAL RECORDS DISCOVERY**  
15 Defendant. )  
16 \_\_\_\_\_ )  
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Pursuant to the stipulation of the parties, Federal Rule of Criminal Procedures 16(d)(1), and General Order No. 514 of the United States District Court for the Southern District of California ("General Order No. 514") pertaining to privacy matters, it is hereby ORDERED as follows:

1. All hospital records, pharmaceutical records or other medical records discovery pertaining to the victim involved in the May 30, 2008 assault ("Discovery") produced by the United States in this case is for use by defendant and defense counsel (the "Defense") for investigating, preparing for trial, trial, and any appeals of this matter and for no other purpose. This Discovery produced by the United States may not be further disseminated in any way to any other person or entity.
2. The Defense shall take all reasonable steps to (a) maintain the confidentiality of this Discovery and (b) safeguard this Discovery from inadvertent disclosure or review by any third party.

1       3. The Defense may share this Discovery material with any investigators, consultants or experts  
2 retained by the Defense in connection with this case provided that the Defense informs any such  
3 individual(s) of this Order and obtains their written consent to comply with and be bound by its terms.

4       4. The Defense may show witnesses this Discovery as necessary for the preparation of the  
5 defense, but witnesses may not be given copies of the materials.

6       5. The Defense shall return any and all copies of this Discovery to the United States or provide  
7 the United States with a certificate of destruction of this Discovery and any and all copies within 90 days  
8 of the conclusion of the proceedings in the above-referenced case, including any appeal.

9       6. To the extent that the any of the above-referenced criminal Discovery materials contain any  
10 individual's personal information, within the meaning of General Order 514, any filings referencing or  
11 containing said materials must be redacted in a manner consistent with said General Order.

12       7. If defense counsel withdraws or is disqualified from participation in this case, any Discovery  
13 produced pursuant to this order shall be returned to the United States within 10 days.

14       Approved as to form:  
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16       */s/ Frank Balistrieri*  
17       Frank Balistrieri, Esq.  
18       Counsel for Defendant Eddie Yanez Sanchez

19       */s/ Christina M. McCall*  
20       Christina M. McCall  
21       Assistant U.S. Attorney  
22       Counsel for the United States

23       IT IS SO ORDERED.

24       DATED: August 8, 2008

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Barry Ted Moskowitz  
Honorable Barry Ted Moskowitz  
United States District Judge